

1 GEORGE J. TICHY, II, Bar No. 041146  
MICHAEL McCABE, Bar No. 111151  
2 MICHELLE R. BARRETT, Bar No. 197280  
KIMBERLY L. OWENS, Bar No. 233185  
3 LITTLER MENDELSON  
A Professional Corporation  
4 650 California Street, 20th Floor  
San Francisco, California 94108  
5 Telephone: 415.433.1940  
Facsimile: 415.399.8490  
6 E-mail: gtichy@littler.com, mbarrett@littler.com,  
kowens@littler.com, mmccabe@littler.com

7 Attorneys for Defendants  
8 HSBC MORTGAGE CORPORATION (USA) AND  
HSBC BANK USA, N.A.  
9

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 Philip Wong, Frederic Chaussy, and Leslie  
14 Marie Shearn, individually, on behalf of all  
others similarly situated, and on behalf of  
15 the general public,

16 Plaintiffs,

17 v.

18 HSBC Mortgage Corporation (USA);  
HSBC Bank USA, N.A.; and DOES 1  
19 through 50, inclusive,

20 Defendants.  
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Case No. C 07 2446 MMC [ECF]

**DECLARATION OF RONALD LORD IN  
SUPPORT OF DEFENDANTS' MOTION  
FOR RULE 11(C) SANCTIONS**

Date: October 10, 2008  
Time: 9:00 a.m.  
Courtroom: 7 (19th Floor)  
Judge: Hon. Maxine M. Chesney

1 I, Ronald Lord, hereby declare and state:

2 1. I have personal knowledge of the facts set forth below. If called as a witness,  
3 I could and would testify to the following:

4 2. I am employed by HSBC Technologies and Services, Inc. (hereinafter  
5 "HTSU"). My job title is Manager, E-Mail Operations. In my job, I manage E-mail Operations for  
6 all HSBC USA entities.

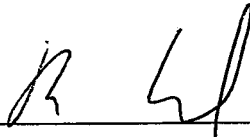
7 3. In or about March 13, 2008, I was directed to conduct a search on the  
8 company's e-mail system for potentially responsive documents to Plaintiffs' discovery requests.

9 4. As part of my search, I discovered a number of e-mail communications  
10 between Plaintiff Philip Wong and his attorney, Bryan Schwartz, as well as additional e-mail  
11 communications between HMCU employees and representatives of the Nichols Kaster & Anderson  
12 law firm. Attached hereto as Exhibit A are true and correct copies of a number of these e-mail  
13 communications.

14 5. Attached hereto as Exhibit B is a true and correct copy of the "Notice to  
15 Users" which, since January 1, 2006, appears on the computer screen each time an HMCU employee  
16 logs onto the work computer system.

17 I declare under penalty of perjury under the laws of the States of California and New  
18 York and the United States of America that the foregoing declaration is true and correct to the best  
19 of my personal knowledge.

20 Executed this 29th day of April 2008, in Buffalo, New York.

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22 \_\_\_\_\_  
23 RONALD LORD

24 Firmwide:85026148.1 023404.1043  
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# **EXHIBIT A**

**THIS EXHIBIT IS FILED WITH DEFENDANTS' MOTION FOR  
ADMINISTRATIVE RELIEF TO FILE UNDER SEAL EXHIBITS IN SUPPORT  
OF DEFENDANTS' MOTION FOR RULE 11(C) SANCTIONS**

# **EXHIBIT B**

